

OGC Has Reviewed

21 June 1955

**MEMORANDUM FOR: Deputy Director (Plans)**

**SUBJECT: Information or Allegations Concerning  
Criminal Acts on the Part of Agency Personnel**

**REFERENCES:**

- a. Regulation [ ] dated 26 May 1955
- b. Memo from DCI to I. G., DD/P, DD/I, and DD/S dated 7 March 1955
- c. Memorandum to Deputy Director (Plans) from General Counsel, dated 13 June 1955

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1. The General Counsel in his memorandum of 13 June 1955 (reference c.) points out that the regulation relating to overseas inspections by the Inspection and Review Staff of DD/P (reference a.) states that when evidence is discovered of possible acts of nonfeasance, misfeasance, or malfeasance, the matter shall be immediately referred to the Director of Central Intelligence, the Inspector General, and the Deputy Director (Plans). The General Counsel points out that the DCI's memorandum of 7 March 1955 (reference b.) charges him with the responsibility for obtaining concerted Agency action in each case wherein there is evidence or an allegation concerning the violation of a criminal statute of the United States.

2. The General Counsel concludes that when read separately, the referenced (a. and b.) documents might appear to lead to a conflict of responsibilities. However, if the documents are read in conjunction with one another with appropriate consideration for the responsibilities placed on Agency officials, there is no real conflict.

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3. In preparing Regulation [ ] to be sent to the field, the Inspection and Review Staff noted that the Director did not consider the contents of his 7 March 1955 memorandum appropriate for Agency regulation. To have included these contents in Regulation [ ] would have been taking unwarranted liberties with the Director's stated opinion. Another factor influencing this decision was that the field was unaware of the Director's memorandum. The Inspection and Review Staff, after some deliberation, recommended that reference to the Director's memorandum be deleted.

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4. Each member of the Inspection and Review Staff is aware of the contents of the Director's memorandum of 7 March 1955 and we shall, as we have done in the past, continue to keep the General Counsel informed of all matters within the purview of his office.

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Chief, Inspection and Review

**Distribution:**

Orig. & 1: addressee

- 1: Office of the General Counsel
- 1: Inspector General
- 1: Deputy Director (Support)
- 1: I&R Subject file
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